

04-1739 BEARD V. BANKS

DECISION BELOW: 399 F.3d 134 (3rd Cir. 2005)

LOWER COURT CASE NUMBER: 03-1245

QUESTION PRESENTED

Does a prison policy that denies newspapers, magazines, and photographs to the most difficult inmates in the prison system in an effort to promote security and good behavior violate the First Amendment under the standards of *Turner* and *Overton*?

Cert. Granted 11/14/05